



00865.004499 (865.4499)

PATENT APPLICATION

#10/B  
6-6-05  
R. Gordan

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
RYUJI NURISHI ) Examiner: D. Raizen  
Appln. No.: 09/669,664 ) Group Art Unit: 2873  
Filed: September 26, 2000 )  
For: ZOOM LENS AND ) April 14, 2003  
PHOTOGRAPHING APPARATUS :  
HAVING THE SAME )

Commissioner for Patents  
Washington, D.C. 20231

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PRELIMINARY AMENDMENT

Sir:

Introductory Comments

The present Amendment has been prepared in accordance with the Revised Format established by the U.S. Patent and Trademark Office, as permitted in the Pre-OG Notice entitled "Amendments in a Revised Format Now Permitted," a copy of which is attached.

The Examiner is respectfully requested to amend the above-identified application as follows:

04/15/2003 SFELEKE1 00000079 09669664

02 FC:1201	168.00 OP
03 FC:1202	162.00 OP
04 FC:1203	280.00 OP



RCE/2873  
6-6-03  
PTO/SB/30 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
R. J. DeLoach

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# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	09/669,664
Filing Date	September 26, 2000
First Named Inventor	RYUJI NURISHI
Group Art Unit	2873
Examiner Name	D. Raizen
Attorney Docket Number	00865.004499 (865.4499)

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29), instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.  Submission required under 37 C.F.R. § 1.114

a.  Previously submitted

- i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_ (Any unentered amendment(s) referred to above will be entered).
- ii.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii.  Other \_\_\_\_\_

b.  Enclosed

- i.  Preliminary Amendment/Reply
- ii.  Affidavit(s)/Declaration(s)
- iii.  Information Disclosure Statement (IDS)
- iv.  Other \_\_\_\_\_

2.  Miscellaneous

a.  Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b.  Other \_\_\_\_\_

3.  Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge any deficiencies in the following fees, or credit any overpayments, to Deposit Account No. 06-1205

- i.  RCE fee required under 37 C.F.R. § 1.17(e)
- ii.  Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii.  Other Claims fee 37 C.F.R. § 1.16

b.  Checks in the amount of \$750.00 and \$610.00 enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

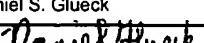
04/15/2003 SFELEKE1 00000079 09669664  
01 FC:1801 750.00 0P

## Match and Return

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### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Daniel S. Glueck	Registration No. (Attorney/Agent)	37,838
Signature		Date	April 14, 2003

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on:

Name (Print/Type)	
Signature	

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND FEES and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

In re Application of:

RYUJI NURISHI

Appln. No.: 09/669,664

Filed: September 26, 2000

For: ZOOM LENS AND PHOTOGRAPHING  
APPARATUS HAVING THE SAME

Docket No. 00865.004499 (865.4499)

Examiner: D. Raizen

Group Art Unit: 2873

Date: April 14, 2003

COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

Transmitted herewith is a Preliminary Amendment in the above-identified application.

No additional fee is required.

The fee has been calculated as shown below:

CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS	29	MINUS	20	9	x \$ 9 \$18	\$162.00
INDEP. CLAIMS	5	MINUS	3	2	x \$42 \$84	\$168.00
Fee for Multiple Dependent claims \$140/\$280						\$280.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT---						\$610.00

°Verified Statement claiming small entity status is enclosed, if not filed previously.

A check in the amount of \$610.00 is enclosed.

Charge \$\_\_\_\_ to Deposit Account No. 06-1205. A duplicate of this sheet is enclosed.

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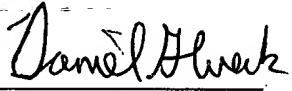
Any prior general authorization to charge an issue fee under 37 C.F.R. § 1.18 to Deposit Account No. 06-1205 is hereby revoked. The Commissioner is hereby authorized to charge any additional fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 06-1205. A duplicate of this paper is enclosed.

A check in the amount of \$\_\_\_\_ to cover the Extension fee for response within \_\_\_\_ months is enclosed.

A check in the amount of \$\_\_\_\_ to cover the Information Disclosure Statement fee is enclosed.

Applicant's undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

Respectfully submitted,

  
\_\_\_\_\_  
Attorney for Applicant

Registration No. 37838

FITZPATRICK, CELLA, HARPER & SCINTO  
30 Rockefeller Plaza  
New York, New York 10112-3801  
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